

WILMERHALE

February 5, 2018

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The Honorable P. Kevin Castel
U.S. District Court for the Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Re: *Richards-Donald, et al. v. Teachers Insurance and Annuity Association of America, et al.*,
Case No. 15-cv-08040 (PKC)

Letter Apprising the Court That the Action May Be Closed

To the Honorable P. Kevin Castel:

On October 20, 2017, the Court held a Fairness Hearing in the above-captioned action and issued an order granting final approval of the class action settlement and final judgment. [Dkt. 55.] The Court directed the Clerk to enter the Final Judgment forthwith. [Dkt. 55.] At the request of the parties, however, the Court instructed the Clerk not to close the action until February 1, 2018, so that Defendants could satisfy certain therapeutic obligations under the settlement agreement (Non-Monetary Relief). [Dkt. 56 at page 8.] The action is presently designated as “stayed” on the docket.

Defendants hereby attest that they have timely implemented all of the remaining Non-Monetary Relief required under the settlement agreement. Last month, the mediator in this case (Hon. Daniel H. Weinstein (Ret.)) apprised Class Counsel that Defendants performed the last of their therapeutic obligations, pursuant to paragraph 63 of the settlement agreement.

Accordingly, the action can now be closed.

Respectfully submitted,

/s/ Lori A. Martin

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